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11 Attorneys for Defendant  
SCOTT SHAW

12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA  
14 SAN JOSE DIVISION

16 UNITED STATES OF AMERICA,

No. CR 22-00105-BLF

17 Plaintiff,  
v.  
18 SCOTT SHAW,  
20 Defendant.

**DEFENDANT SCOTT SHAW'S NOTICE  
OF COMPLIANCE WITH FED. R.  
CRIM. P. 16(b)(1)(C)**

23 Defendant SCOTT SHAW hereby provides notice that it has complied with the  
24 requirements of Federal Rule of Criminal Procedure 16(b)(1)(C), as effective December 1, 2022,  
25 and notified the government that it currently has engaged no expert witnesses to testify in its

1 case-in-chief or rebuttal, and for that reason has no material to disclose under Federal Rule of  
2 Criminal Procedure 16(b)(1)(C)(iii)-(v) at this time.

3 The defense has made diligent and repeated attempts for several months, both prior to  
4 and following receipt of the government's Rule 16 disclosures on November 28, 2022, to secure  
5 the engagement of an expert witness for the defense. However, due at least in part to the "third  
6 rail" nature of the allegations against Mr. Shaw; the intense national media scrutiny that has  
7 attended the case since well before its filing; and the current political atmosphere which  
8 condemns those professionals perceived to be defending athletic trainers accused of abuse, the  
9 defense has thus far been unable to secure the substantive consultation of, or any trial  
10 commitments from, a F. R. Crim. P. 16(b)(1)(C) witness at this time.

11 The defense will continue its efforts to seek out, consult with and retain qualified  
12 expert(s) who might then testify as to material issues at trial. As soon as the defense comes into  
13 possession of any materials subject to disclosure under F. R. Crim. P. 16(b)(1)(C)(iii)-(v), those  
14 materials will be promptly provided to the government.  
15

16 Dated: January 9, 2023

/s/ Sam J. Polverino

Sam J. Polverino

18 Dated: January 9, 2023

/s/ Jeremy D. Blank

Jeremy D. Blank

Attorneys for Defendant

Scott Shaw